

ASSEMBLY BILL

No. 18

Introduced by Assembly Members Cox and Campbell

March 11, 2003

An act to add and repeal Section 13322.5 of the Government Code, relating to the state budget, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 18, as introduced, Cox. State budget: revisions.

Existing law permits the Department of Finance to revise, alter, or amend any fiscal year budget, until enactment of the budget act, if the revision, alteration, or amendment is required in the interest of the state. The Department of Finance is required to notify the head of the state agency or court of any revision, alteration, or amendment.

This bill would, in addition, permit the department to revise, alter, or amend the budget for the 2002–03 fiscal year after the enactment of the budget act for that fiscal year and would permit the department to suspend the operation of any statute necessary to carry out the revision, alteration, or amendment.

This bill would make these provisions inoperative on June 30, 2003, and would repeal those provisions as of January 1, 2004.

This bill would also declare that it is to take effect immediately as an urgency statute.

Vote: ²/₃. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 13322.5 is added to the Government Code, to read:

13322.5. (a) For the 2002–03 fiscal year only, notwithstanding Section 13322, the department may revise, alter, or amend the Budget Act of 2002 at any time after enactment, if in its opinion, revision, alteration, or amendment is required in the interests of the state. The department shall notify the head of the state agency or court of any revision, alteration, or amendment of its fiscal year budget.

(b) Notwithstanding any other provision of law, the department may suspend the operation of any statute necessary to carry out a revision, alteration, or amendment of the budget pursuant to subdivision (a) to the extent such action is not inconsistent with federal statutes or regulations.

(c) This section shall become inoperative on June 30, 2003, and, as of January 1, 2004, is repealed, unless a later enacted statute that is enacted before January 1, 2004, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

Because this act authorizes the Department of Finance to make revisions, alterations, and amendments to the budget of the current fiscal year, it is necessary that this act go into effect immediately.

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